

ORDINANCE NO. 1190

AN ORDINANCE OF THE CITY OF LODI,
CALIFORNIA AUTHORIZING THE NORTH-
ERN CALIFORNIA POWER AGENCY TO
ISSUE REVENUE BONDS

The City Council of the City of Lodi, California does
ordain as follows:

Section 1. The Northern California Power Agency ("NCPA") organized under that certain Joint Powers Agreement to which this City is a party, dated July 19, 1968, as amended, is hereby authorized to issue revenue bonds, as provided in said Joint Powers Agreement, pursuant to the provisions of Article 2 (commencing with Section 6540), Chapter 5, Division 7, Title 1 of the Government Code of the State of California in an amount not to exceed Twenty-eight Million Dollars (\$28,000,000), for the project described in Section 2 hereof provided that nothing herein shall be deemed to prevent the issuance of additional bonds to the extent such additional bonds are required to complete the financing of the project described in Section 2 hereof.

Section 2. The project to be funded by the revenue bonds hereby authorized is the loaning of funds to Northern California Municipal Power Corporation No. Two, a non-profit corporation (the "Corporation"), for the purpose of acting on behalf of NCPA in the acquisition, construction, maintenance and operation of a power plant (using geothermal steam produced from certain leasehold interests of Shell Oil Company in Sonoma County, California

and provided to NCPA pursuant to a Geothermal Steam Sales Agreement dated as of June 27, 1977, as amended), and other facilities and appurtenances necessary or convenient to such plant, including transmission lines.

Section 3. The anticipated sources of revenue for the payment of the bonds herein authorized to be issued by the NCPA are loan repayments to be made by the Corporation to NCPA under an appropriate loan agreement and to be derived from the sale of power produced by the plant referred to in Section 2 hereof, and any payments made by certain NCPA members pursuant to Section 5(b) of the "Member Agreement for the Construction, Operation, and Financing of NCPA Geothermal Generating Unit Project #2" as may from time to time be amended.

Section 4. The Cities of Palo Alto and Redding are not participants in the acquisition, construction, maintenance, operation or financing of the plant referred to in Section 2 hereof and nothing in this ordinance shall mean or be construed to mean that the City of Palo Alto or the City of Redding has assumed or agreed to assume any financial or other responsibility or liability associated with the acquisition, construction, maintenance, operation or financing of such plant.

Section 5. This ordinance is subject to the provisions for referendum prescribed by Section 3751.7 of the Elections Code of the State of California. Subject to the foregoing, this ordinance

shall take effect and be in force sixty (60) days from the date of adoption.

Section 6. The City Clerk of the City is hereby directed to cause this ordinance to be published within fifteen days after its adoption in a newspaper of general circulation within the City of Lodi, California and shall also do all other things required to cause notice of the adoption of this ordinance to be published in the manner required by Section 6040.1 of the Government Code of the State of California.

Approved this 19th day of March 1980

Name Is I Katzakian
MAYOR

Attest: Alice M. Reimche
ALICE M. REIMCHE
City Clerk

State of California
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1190 was introduced at a regular meeting of the City Council of the City of Lodi held March 5, 1980 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held March 19, 1980 by the following vote:

Ayes :	Councilmen - Hughes, Katnich, McCarty, and Pinkerton
Noes:	Councilmen - None
Absent:	Councilmen - None
Abstain:	Councilmen - Katzakian

I further certify that Ordinance No. 1190 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

Alice M. Reimche
ALICE M. REIMCHE
CITY CLERK

NOTICE

NOTICE IS HEREBY GIVEN as required by Section 6040.1 of the Government Code of the State of California, that Ordinance No. 1190 of the City of Lodi, California, was adopted by the City Council on March 19, 1980, and authorized the issuance of revenue bonds, pursuant to Article 2, Chapter 5, Division 7, Title 1 of the Government Code of the State of California, by the Northern California Power Agency, organized under that certain Joint Powers Agreement, to which the City of Lodi, California is a party, dated July 19, 1968, as amended, in an amount not to exceed \$28,000,000.

Ordinance No. 1190 is subject to the provisions for referendum prescribed by Section 3751.7 of the Elections Code of the State of California and shall not take effect for 60 days from the date of adoption.

Since the number of votes cast for all candidates for Governor at the last gubernatorial election with the boundaries of the City of Lodi, California was less than 500,000 the above named ordinance is subject to referendum upon presentation of a petition bearing signatures of at least 10 percent of the entire vote cast within the boundaries of the City of Lodi, California for all candidates for Governor at the last gubernatorial election.

For the purpose of submitting the question to the voters pursuant to a referendum petition satisfying the requirements of

the preceding paragraph, the ballot working shall approximate the following:

"Shall the City of Lodi, California, as a member of the Northern California Power Agency, a joint powers entity of which the City is a member, authorize the issuance of revenue bonds by the joint powers entity in the maximum amount of \$28,000,000 pursuant to Ordinance No. 1190, dated March 19, 1980, such bonds to be used for the following purposes and to be redeemed in the following manner:

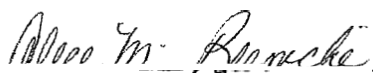
to provide a portion of the cost of construction of an electric generating plant powered by geothermal steam and the related transmission lines and appurtenances necessary or convenient thereto in the County of Sonoma by loaning funds to Northern California Municipal Power Corporation No. Two for the purpose of acquiring, constructing, and maintaining an electric power plant. The anticipated sources of revenue for the payment of the bonds are the loan repayments to be made by Northern California Municipal Power Corporation No. Two which will be derived from the sale of the electric power generated by the plant, and payments by certain NCPA members if such revenues from power sales are insufficient.

The bonds authorized by Ordinance No. 1190 are revenue bonds of the Northern California Power Agency. The purpose of the issuance and sale of said bonds is to provide a portion of the cost of construction of an electric generating plant powered by geothermal steam and the related transmission lines and appurtenances

necessary or convenient thereto in the County of Sonoma by loaning funds to Northern California Municipal Corporation No. Two. The maximum amount of the bonds to be issued and sold is \$28,000,000 and the duration of the proposed indebtedness shall not exceed a maximum period of 30 years from the date of issuance of the bonds or any series thereof. The anticipated sources of revenue for the payment of the bonds are the loan repayments to be made by Northern California Municipal Power Corporation No. Two, which will be derived from the sale of the electric power generated by the plant, and payments by certain NCPA members if such revenues from power sales are insufficient. The anticipated rate of interest on said bonds will not exceed 10%.

The cities of Palo Alto and Redding are not participants in the acquisition, construction, maintenance, operation or financing of the plant referred to above and the cities of Palo Alto and Redding have not assumed or agreed to assume any financial or other responsibility or liability associated with the acquisition, construction, maintenance, operation or financing of such plant.

Dated this 29th day of March, 1980.


ALICE M. REIMCHE
Clerk of the City of Lodi, California